S.B. Criminal Misc. Bail Application No.3561/2006

Date : 18.08.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Ramesh Purohit for the applicant.

Mr. Vishnu Kachhawaha, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

Learned counsel for the applicant submits that no investigation is to be made from the applicant and other co-accused have already been enlarged by this Court in S.B. Criminal Misc. Bail Application No.3464/2006 vide order dated 10.08.2006, therefore, prays that present applicant may also be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Motiya alias Moti son of Chokha Meena shall be released on bail in FIR No.48/2006 P.S. Dholapani, provided he executes a personal bond in the sum of Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(SATYA PRAKASH PATHAK), J.

vijayant